

## HAMILTON, BROOK, SMITH &amp; REYNOLDS, P.C.

122203

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <i>(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))</i>	Attorney Docket No.	3650.1004-008
	First Named Inventor or Application Identifier	Stavros C. Manolagas
	Express Mail Label No.	EV 214919584 US

Title of  
InventionMethods of Screening for Apoptosis-Controlling Agents for Bone Anabolic Therapies and Uses  
Thereof**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

1. ☐ Fee Transmittal Form  
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification **Total Pages [48]**  
[ ]  
(preferred arrangement set forth below)
- Descriptive title of the invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. 113) **Total Sheets [13]**  
[ ] Fig. of the Drawings for Publication [ ]  
[ X ] No Figure to be Published
4. ☒ Oath or Declaration **Total Pages [2]**
- a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from a prior application (37 C.F.R. 1.63(d))  
(for continuation/divisional with Box 17 completed)
  - i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting  
inventor(s) named in the prior  
application, see 37 C.F.R. 1.63(d)(2)  
and 1.33(b).
5. ☐ CD-ROM or CD-R in duplicate, large table or Computer  
Program (Appendix)

6. ☐ Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
- a. ☐ Computer Readable Form
  - b. ☐ Paper Copy (identical to computer copy)  
[ ] Pages
  - c. ☐ Statements verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

7. ☐ Assignment Papers (cover sheet & documents)  
[ ] Assignee -
8. ☐ Power of Attorney [ ] 37 C.F.R. 3.73(b) Statement
9. ☐ English Translation Document (if applicable)
10. ☐ Information Disclosure Statement (IDS)/PTO-1449 [ ] Copies of IDS Citations
11. ☐ Preliminary Amendment
12. ☒ Return Receipt Postcard
13. ☒ Small Entity Statement(s)
- 14a. ☐ Foreign Priority Claim under 35 U.S.C. §119 or 365
- 14b. ☐ Certified Copy of Priority Document(s)
15. ☐ Nonpublication Request (check parent application)
16. ☒ Other Appointment of Associate Attorney;  
Remarks/Change of Correspondence Address

**17. If a CONTINUING APPLICATION, check appropriate box; supply the requisite information.**☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 09/413,785

Prior application information: Examiner: Falk, Anne Marie

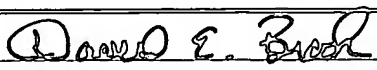
Group Art Unit: 1632

**The entire disclosure of the prior application is considered a part of the disclosure of the accompanying application and is hereby incorporated by reference.**

(Add standard Related Applications section with incorporation by reference to specification or update same)

**18. CORRESPONDENCE ADDRESS**

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Submitted by Typed or Printed Name	David E. Brook	Reg. Number	22,592

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Stavros C. Manolagas, Robert L. Jilka, Robert S. Weinstein and Teresita Bellido

Continuation Application of

Application No.: 09/413,785  
Filed: October 7, 1999

For: Methods of Screening for Apoptosis-Controlling Agents for Bone Anabolic Therapies and Uses Thereof

<p>Date: <u>12-22-03</u></p> <p>EXPRESS MAIL LABEL NO. <u>EV 214919584 US</u></p>
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REMARKS/CHANGE OF CORRESPONDENCE ADDRESS

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Alexandria, VA 22313-1450

Sir:

The above-captioned application is a Continuation of application number 09/413,785, filed on October 7, 1999 to which priority is claimed under 35 U.S.C. §120.

This Continuation is being filed in lieu of a Brief on Appeal that is due in the parent application. A Petition for a four-month extension of time, with a check in the amount of \$740, is being filed concurrently herewith in order to maintain co-pendency of the parent case.

The specification of the present application is substantially the same as that of the parent application. The related applications paragraph has been revised to include a specific reference to the parent application.

The specification has been revised to incorporate amendments entered in the parent application. No new matter has been added.

Claims 1, 2, and 5-14, as presented in the parent application, have been omitted and the claims remaining in the parent application (Claims 3, 4 and 15) have been renumbered sequentially beginning with Claim 1.

Please note that an Appointment of Associate Attorney for the parent application is being submitted with this Continuation application and that all correspondence in the parent application, as well as the above-identified continuation application, is to be sent to: Customer No. 021005; Hamilton, Brook, Smith & Reynolds, P.C., 530 Virginia Road, P.O. Box 9133, Concord, Massachusetts 01742-9133. In addition, please direct all telephone calls to David E. Brook, Esq. at (978) 341-0036, and all facsimile communications to (978) 341-0136.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By David E. Brook

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Dated: 12/22/03